

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

VICENTE SALCEDO, GERALD LINDEN,  
and BRIAN MERVIN, individually and on  
behalf of all others similarly situated,

Plaintiffs,

vs.

SUBARU OF AMERICA, INC., a New  
Jersey Corporation, and  
SUBARU CORPORATION, a Japanese  
Corporation,

Defendants.

No. 1:17-cv-08173-JHR-AMD

**CLASS ACTION**

**PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY  
APPROVAL OF THE CLASS ACTION SETTLEMENT**

For the reasons set forth in the accompanying Memorandum of Law submitted herewith, Plaintiffs respectfully request that this Court enter an Order: (1) conditionally certifying a class action with respect to the claims against Defendants pursuant to Federal Rules of Civil Procedure Rules 23(a) and 23(b)(3) for the purpose of effectuating a class action settlement of the claims against Defendants; (2) preliminarily approving the settlement; (3) directing notice to Settlement Class Members consistent with the notice plan in the Settlement

Agreement; (4) appointing Joseph G. Sauder and Matthew D. Schelkopf of Sauder Schelkopf LLC Class Counsel; and (5) scheduling a final approval hearing.<sup>1</sup>

Dated: August 21, 2018

Respectfully Submitted,

By: /s/ Matthew D. Schelkopf  
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<sup>1</sup> Counsel for Subaru respectfully requests that the Court consider scheduling the final approval hearing during the second or third week of February 2019. Class Counsel is generally available during January or February 2019 for the final approval hearing

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**CERTIFICATE OF SERVICE**

The undersigned, an attorney, certifies that a true and correct copy of the foregoing **PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF THE CLASS ACTION SETTLEMENT** was electronically filed on August 21, 2018 using the Court's EC/CMF system, thereby electronically serving it on all counsel of record.

/s/ Matthew D. Schelkopf  
Matthew D. Schelkopf